

A REGULAR MEETING OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS WAS HELD AUG 20, 2001 AT 1:00 P.M. IN WARRENTON, VIRGINIA

P R E S E N T Mr. Raymond Graham, Chairman; Mr. Joe Winkelmann, Vice Chairma
Harry Atherton; Mrs. Sharon McCamy; Mr. Larry L. Weeks; Mr. G. Rober
County Administrator; Mr. Paul S. McCulla, County Attorney

AGENDA REVIEW

The Board of Supervisors reviewed the Agenda. Mrs. Broni Lambelet, School Board Chairman, and Mr. Ed Clymore, Interim Superintendent of Schools, were present to answer ques about agenda items relating to School Administration. The Board of Supervisors agreed to add a session to receive updated information on the Eastern Region/Vint Hill Swimming Pool.

WESTERN TRANSPORTATION CORRIDOR

A work session was held to receive information regarding the Western Transportation Corridor from Steve Walter, Environmental Planner for Parsons Transportation Group, and Chris Collins, Project Manager for the Virginia Department of Transportation's Western Transportation Corridor Location Study.

HISTORIC RESOURCES PLAN

A work session was held to receive information regarding the Historic Resources Plan fr Lynn Hopewell, Chairman of the Historic Resources Committee.

E-GOVERNMENT

A work session was held to discuss the e-government project. Lanny Cornwell from F1 Computer Systems and Information Resources' staff were present to answer questions about Ph and Phase II.

EASTERN REGION SWIMMING POOL

A work session was held to discuss the community sponsorship and donation program, projected budget and timeline of the Eastern Region Swimming Pool.

The meeting was reconvened in Regular Session at 6:30 p.m. in the Multi-purpose Roon Grace Miller Elementary School.

ADOPTION OF THE AGENDA

Mr. Winkelmann moved to adopt the agenda subject to the following changes:

- Move "A Resolution Authorizing the Chairman of the Fauquier County Board of Supervisor to Execute an Amended Agreement Between Fauquier County, Town of Warrenton, and the Wæ

Sanitation Authority (WSA) Related to the Master Sewer and Water Agreement Between the Pa from the Consent Agenda to the Regular Agenda.

- Move "A Resolution to Support Phase II of the E-government Project" from the Consent Age the Regular Agenda.
- Move "A Resolution to Amend the Fauquier County FY 2001 Budget in the Amount of \$4,000,000" from the Regular Agenda to the Consent Agenda.
- Move "A Resolution Concerning the Allocation of Revenue from the Construction and Demol Debris Landfill" from the Regular Agenda to the Consent Agenda.
- Remove "A Resolution to Authorize the Sheriff's Office to Seek International Accreditation a Appropriate Funding Support" from the Regular Agenda.
- Move "A Resolution Amending an Agreement Between Warren L. Glascock and Naomi M. Glascock and the County of Fauquier, Dated September 15, 1993, to Permit the Constructio Family Apartment in an Existing Building Located on a Parcel of Land Located in Fauquier Co from the Regular Agenda to the Consent Agenda.
- Move "A Resolution to Refer to the Fauquier County Planning Commission for its Considerati and Recommendation Proposed Amendments to Sections 10-6, 10-7 and 10-9 of the Subdiv Ordinance Regarding Approval Authority for Final Plats" from the Regular Agenda to the Con Agenda.
- Move "A Resolution Authorizing the Filing of an Application to the Virginia Public School Aut for a Loan in the Principal Amount of \$6,410,000 to Begin the Construction of a Middle Sch from the Regular Agenda to the Consent Agenda.

Mr. Atherton seconded, and the vote for the motion was unanimous as follows:

*Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry At
Mrs. Sharon McCamy; Mr. Larry L. Weeks*

Nays: None

Absent During Vote: None

Abstention: None

PROCLAMATIONS AND RECOGNITIONS

- Mr. Graham recognized Mrs. McCamy as the winner of the "Kiss the Pig" contest at the Cou Fair and presented Mrs. McCamy with a picture of the event.
- Mr. Winkelmann also recognized Mrs. McCamy as the winner of the "Kiss the Pig" contest at

presented her with a piggy bank.

CITIZENS TIME

- Ian Brill, Eagle Scout with Boy Scout Troop 306, presented a flag of Fauquier County to the Board of Supervisors. The scout troop made the flag and used it at the 2001 National Boy Scout Jamboree. The flag was recognized as being the first flag of Fauquier County. Scout Chad M. Scout Brandon Moore and District Commissioner Don Mason were present.
- Larry Miller, Director of Parks and Recreation; Carl Bailey, Chairman of the Parks and Recreation Board; and Steve Hummer, Monroe Park Manager; a Class I Parks and Recreation Facility Award presented to the Board of Supervisors. The award honors Monroe Park "In Recognition of Outstanding Accomplishment in the Field of Parks and Recreation" and was given to George Muschamp by the National Association of County Park and Recreation Officials on July 14, 2001.
- Brian Buniva, representing Cynthia Tibbs and Sprint PCS, spoke in favor of the special exception application to construct a telecommunications monopole tower on the Tibbs' property.

CONSENT AGENDA

Mr. Winkelmann moved to adopt the following Consent Agenda items. Mr. Weeks seconded and the vote for the motion was unanimous as follows:

Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry Atkinson; Mrs. Sharon McCamy; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

Approval of the Minutes of the Board of Supervisors June 18, 2001 and July 16, 2001 Board Meetings

A Resolution Amending Section 2-1 of the 2001 Bylaws and Rules of Procedure of the Fauquier County Board of Supervisors to Provide for One Regularly Scheduled Meeting of the Board of Supervisors per Month

RESOLUTION

A RESOLUTION AMENDING SECTION 2-1 OF THE 2001 BYLAWS AND RULES
OF PROCEDURE OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS
TO PROVIDE FOR ONE REGULARLY SCHEDULED MEETING PER MONTH OF

THE BOARD OF SUPERVISORS

WHEREAS, Section 2-1 of the 2001 Bylaws and Rules and Procedure of the Fauquier County Board of Supervisors provides that regular meetings shall be held in the Board Meeting Room, Warren Green Building, 10 Hotel Street, Warrenton, Virginia, on the first and third Monday of each month; and

WHEREAS, the Board of Supervisors wishes to consider amending Section 2-1 to provide one regularly scheduled meeting per month of the Board of Supervisors in lieu of the two regular meetings currently provided for by Section 2-1 of the Board's Bylaws; and

WHEREAS, the Board of Supervisors reviewed this amendment at its July 16, 2001 regular meeting and agreed to consider it for adoption at its August 20, 2001 regular meeting; therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that Section 2-1 entitled "*Regular Meetings*," of the 2001 Bylaws and Rules of Procedure of the Fauquier County Board of Supervisors be, and is hereby, amended to read as follows:

Section 2-1. Regular Meetings

A. The time and place of regular meetings of the Board of Supervisors (hereinafter referred to as the Board) shall be established at the Board's annual organizational meeting. Regular meetings shall be held in the Board Meeting Room, Warren Green Building, 10 Hotel Street, Warrenton, Virginia, on the ~~first and~~ third Monday of each month. The meeting agenda shall be as follows: 1:00 p.m. Work Sessions; 6:30 p.m. Regular Session; 7:00 p.m. Public Hearings. The Board may, however, prescribe any other meeting place or time in compliance with Section 15.2-1416 of the Code of Virginia (1950) as amended. ~~During the months of June, July and August, the Board will have only one meeting per month.~~

A Resolution to Transfer and Appropriate Funds for FY 2001 and FY 2002 in the Amount of \$192,411

RESOLUTION

A RESOLUTION TO TRANSFER AND APPROPRIATE FUNDS

FOR FY 2001 AND FY 2002 IN THE AMOUNT OF \$192,411

WHEREAS, the Board of Supervisors is charged by the Code of Virginia with the preparation of an annual budget for Fauquier County and during the course of the fiscal year certain events which necessitate changing the budget plan by increasing or decreasing the total budget; and

WHEREAS, for FY 2001, the Sheriff's Office requested appropriation of \$3,723 from funds for Prisoner Extradition and to transfer \$4,632 from the Sheriff's Office budget to the (Improvements Program to support Motor Vehicle costs; and

WHEREAS, for FY 2001, the School Division requested appropriation of \$8,392 in funding to the Fauquier County Department of Social Services for the Bright Stars children's program; and

WHEREAS, for FY 2001, County Administration requested appropriation of \$25,000 for Goose Creek Project from Fauquier/Loudoun Garden Club funding; and

WHEREAS, for FY 2001, Fire and Rescue requested appropriation of \$1,670 in State for reimbursement from a computer grant and \$15,350 in State funding for fire programs; and

WHEREAS, for FY 2001, Community Development requested appropriation of \$3,058 in Community Development fees for the printing of the Zoning Ordinance and the Comprehensive Zoning Ordinance; and

WHEREAS, for FY 2001, the Airport requested appropriation of \$4,159 in personal property collected on airplanes; and

WHEREAS, for FY 2001, the School Division requested the transfer of \$5,244 in HVAC (Improvements funding for paving and roofing; and

WHEREAS, for FY 2001, the Budget Office requested the transfer of \$43,000 in DMG Study Reserve to support the Information Resources Department's software licensing; and

WHEREAS, for FY 2002, the Sheriff's Office requested appropriation of \$1,760 in Sheriff's Forfeiture Proceeds from State funds; and

WHEREAS, for FY 2002, the Warrenton-Fauquier Joint Communications Center (WFJCC) requested appropriation of \$36,000 for Dictaphone recording equipment and \$5,550 for installation of Telecommunication Devices for the Deaf from WFJCC Fund balance; and

WHEREAS, for FY 2002, the School Division requested appropriation of \$10,000 from Fund 1 funds for the Junior Reserve Officer Training Program; and

WHEREAS, for FY 2002, Community Development requested appropriation of \$8,000 for remodeling and \$10,000 to replace a vehicle from local building permit fees; and

WHEREAS, for FY 2002, the Commonwealth's Attorney requested appropriation of \$6,800 for replacement of office furniture from Fund Balance – Carryover; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the sum of \$192,411 in additional budget related actions be carried over, transferred or appropriated as follows:

Source	FROM	Amount	Department	TO	Am
	Code			Code	
State Funds	3-100-244100-0130	\$1,907	Sheriff's Office	4-100-031200-5550	\$
State Funds	3-100-244100-0130	\$1,816	Sheriff's Office	4-100-031200-5550	\$
Federal Funds	3-100-031200-8201	\$4,632	Sheriff's Office	4-302-080301-8205	\$
State Funds	3-205-242000-0081	\$8,392	School Division	4-205-093100-9100	\$
	3-100-415000-0205			4-100-053140-3161	
Local Funds	3-302-183000-0040	\$25,000	County Administration	4-302-080810-8215	\$2
				4-302-080810-3160	\$
State Funds	3-302-244000-0100	\$1,670	Fire and Rescue	4-302-094351-8203	\$
State Funds	3-270-24100-0085	\$15,350	Fire and Rescue	4-270-032200-5640	\$1
Local Funds	3-100-133000-0042	\$591	Community Development	4-100-081200-3500	\$
	3-100-133000-0045	\$394			
	3-100-133000-0041	\$1,602			
	3-100-133000-0037	\$471			
Local Funds	3-504-0415000-0100	\$4,159	Airport	4-100-093100-9504	\$
	3-100-0113001-0001			4-504-081722-3316	
Capital Fund	4-302-94655-8210	\$5,244	Capital Fund	4-302-94655-8215	\$
				4-302-94654-8215	\$
Reserve Fund	4-100-091400-9620	\$43,000	Information Resources	4-100-12511-8212	\$4

FY 2002

State Funds	3-100-244100-0150	\$1,760	Sheriff's Office	4-100-031240-8201	\$
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FY 2002

Prior Year Fund Balance	3-220-419000-0010	\$36,000	Joint Communications	4-220-031410-8203	\$3
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FY 2002

Prior Year Fund Balance	3-220-419000-0010	\$5,550	Joint Communications	4-220-031410-3320	\$
				4-220-031410-8203	\$

FY 2002

Federal Funds	3-205-332000-0038	\$10,000	School Division	4-205-061100-6014-300-003-000	\$1
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FY 2002

Local Funds	3-100-133000-0008	\$8,000	Community Development	4-302-080801-8200	\$
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FY 2002

Local Funds	3-100-133000-0008	\$10,000	Community Development	4-100-081200-8205	\$1
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FY 2002

Prior Year Fund Balance	3-100-419000-0010	\$6,873	Commonwealth's Attorney	4-100-022100-8202	\$
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TOTAL		\$192,411			\$19
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A Resolution to Authorize a Public Hearing for the Local Law Enforcement Block Grant

RESOLUTION

A RESOLUTION TO AUTHORIZE A PUBLIC HEARING FOR THE LOCAL LAW ENFORCEMENT BLOCK GRANT

WHEREAS, grant requirements require a public hearing concerning the use of Local Law

Enforcement Block Grant funds; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 a public hearing be scheduled for September 17, 2001.

A Resolution to Schedule a Public Hearing Regarding the Request by Rappahannock Electric Cooperative and Dominion Virginia Power to Construct a Rapid Feeder Line through Parcels Southern Fauquier Agricultural and Forestal District

RESOLUTION

A RESOLUTION TO SCHEDULE A PUBLIC HEARING REGARDING THE REQUEST BY RAPPAHAN ELECTRIC COOPERATIVE AND DOMINION VIRGINIA POWER TO CONSTRUCT A RAPID FEEDER LINE THROUGH PARCELS IN THE SOUTHERN FAUQUIER AGRICULTURAL

AND FORESTAL DISTRICT

WHEREAS, the Rappahannock Electric Cooperation and Dominion Virginia Power have proposed to construct a 34.5kV electric rapid feeder line from the Oak Shade substation Remington in Fauquier County to a facility near the Clevenger's Corner area in Culpeper County will relay power to the Orlean substation in Fauquier County; and

WHEREAS, the applicants state they have chosen the most economic route for the project which requires acquisition of a 19-foot wide swath of land parallel to, but outside of, an existing 100-foot Dominion Virginia Power right-of-way; and

WHEREAS, this proposed route travels through three (3) parcels that are part of the Southern Fauquier Agricultural and Forestal District; and

WHEREAS, on July 26, 2001, the Fauquier Agricultural and Forestal Advisory Commission voted 8-0 that the proposed project may adversely affect the Southern Fauquier Agricultural and Forestal District; and

WHEREAS, on July 30, 2001, the Fauquier County Planning Commission voted to recommend the project's proposed path while stating the public should have an opportunity to comment on the placement for the proposed rapid feeder line; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 a public hearing be scheduled to consider the proposed route through the Southern Fauquier Agricultural and Forestal District for the 34.5kV rapid feeder line to determine possible effects and examine alternatives; and, be it

RESOLVED FURTHER, That the Fauquier County Board of Supervisors will schedule the hearing regarding the proposal for September 17, 2001.

A Resolution Authorizing the Office of the County Attorney to Provide Legal Services to the Fauquier County Board of Supervisors

County School Board and Administration on an Interim Basis

RESOLUTION

A RESOLUTION AUTHORIZING THE OFFICE OF THE FAUQUIER COUNTY ATTORNEY TO PROVIDE LEGAL SERVICES TO THE FAUQUIER COUNTY SCHOOL BOARD AND ADMINISTRATION ON AN INTERIM BASIS

WHEREAS, the Fauquier County School Board employs in-house legal counsel; and

WHEREAS, the Fauquier County School Attorney has informed the School Board of her need for medically related leave; and

WHEREAS, the Fauquier County School Board desires to retain the services of the Fauquier County Attorney's Office to provide legal services on an interim, as available basis, until the School Attorney returns from her medically related leave; and

WHEREAS, the Fauquier County Attorney has indicated that his office will provide legal services to the Fauquier County School Board on an interim, as available basis, until the School Attorney returns from her medically related leave; and

WHEREAS, the Fauquier County Board of Supervisors, after full disclosure by the County Attorney of the potential conflicts raised by dual representation of boards, by the adoption of this resolution evidences its consent to the County Attorney's Office to provide legal services to the School Board on an interim, as available basis; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the Office of the Fauquier County Attorney be, and is hereby, authorized to provide legal services to the School Board and Administration on an interim, as available basis; and, be it

RESOLVED FURTHER, That the County Attorney's Office may provide such services to the School Board until any of the following shall first occur:

- a. The School Attorney returns from her medically related leave; or
- b. The School Board, by resolution, determines that services rendered by the County Attorney's Office are no longer needed or desired; or
- c. The County Attorney determines that provision of legal services to the School Board and Administration is not in the best interest of the School Board, Board of Supervisors or County Attorney's Office; or
- d. An ethical conflict exists which would prohibit the County Attorney from representing the Board of Supervisors and the School Board; or
- e. The Board of Supervisors determines that the provision of legal services to the School Board and its Administration, by the County Attorney's Office is not in the best interest of the Board of Supervisors or the County of Fauquier.

A Resolution to Request the Commonwealth of Virginia Waive the State Funding Moratorium to Expansion of the Clarke, Fauquier, Frederick, Winchester Regional Adult Detention Facility

RESOLUTION

A RESOLUTION TO REQUEST THE COMMONWEALTH OF VIRGINIA WAIVE

THE STATE FUNDING MORATORIUM TO PERMIT EXPANSION OF THE

CLARKE, FAUQUIER, FREDERICK, WINCHESTER

REGIONAL ADULT DETENTION FACILITY

WHEREAS, the Clarke, Fauquier, Frederick, Winchester Regional Adult Detention Facility (hereafter referred to as the Detention Facility) is overcrowded, and public safety and operations are deleteriously impacted by the inmate populations that exceed the design capacity

WHEREAS, the jurisdictions that own and operate the Detention Facility are willing appropriate State partnership, to expand the Detention Facility to address public safety operational requirements; and

WHEREAS, the Commonwealth of Virginia has a moratorium on State funding support for and regional correctional facilities that impedes the ability to address the serious overcrowding problems of the Detention Facility in Winchester, Virginia; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the Commonwealth of Virginia be, and is hereby, respectfully requested to take such actions as may be necessary to waive the State funding constraints so that the expansion of the Clarke, Fauquier, Frederick, Winchester Regional Adult Detention Center in Winchester, Virginia can proceed to address the documented public safety and operations issues that have been identified at the Detention Facility.

A Resolution Referring to the Planning Commission Amendments to Sections 2-406 5D, 3-400 14. and 5-2600 of the Fauquier County Zoning Ordinance to Require Special Exception Approval for Reduction in the Required Open Space for Parcels of Thirty Acres or Greater in the Rural Agriculture (RA) and Rural Conservation (RC) Zoning Districts

RESOLUTION

A RESOLUTION REFERRING TO THE PLANNING COMMISSION AMENDMENTS TO SECTIONS 2-406 5.D, 3-400 14. AND 5-2600 OF THE FAUQUIER COUNTY ZONING ORDINANCE TO REQUIRE SPECIAL EXCEPTION APPROVAL FOR REDUCTION IN THE REQUIRED OPEN SPACE FOR PARCELS OF THIRTY ACRES OR GREATER IN THE RURAL AGRICULTURE (RA) AND RURAL CONSERVATION (RC) ZONING DISTRICTS

WHEREAS, the Fauquier County Board of Supervisors has determined, by the adoption of this resolution, that it wishes to amend the aforementioned sections of the Fauquier County Zoning Ordinance to require special exception approval to reduce required open space for parcels of 30 acres or greater in the Rural Agriculture and Rural Conservation Zoning Districts; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the proposed amendments to Sections 2-406 5.D, 3-400 14. and 5-2600 of the Fauquier County Zoning Ordinance be, and are hereby, referred to the Fauquier County Planning Commission for appropriate consideration and action.

A Resolution Referring to the Planning Commission for Review a Zoning Ordinance Amendment to Section 3-400 1. (Use Standards, Footnotes) to Allow One Family Transfer Lot for a Parcel of Less Than Ten Acres in the Rural Agriculture or Rural Conservation Districts

RESOLUTION

A RESOLUTION REFERRING TO THE PLANNING COMMISSION FOR REVIEW AN AMENDMENT TO SECTION 3-400 1. (USE STANDARDS, FOOTNOTES) TO ALLOW ONE FAMILY TRANSFER LOT FOR A PARCEL OF LESS THAN TEN ACRES IN THE RURAL AGRICULTURE OR RURAL CONSERVATION DISTRICTS

WHEREAS, the Fauquier County Board of Supervisors has determined by the adoption of this resolution, that it wishes to review Section 3-400 1. of the Fauquier County Zoning Ordinance and consider an amendment to allow one family transfer subdivision for lots of less than ten acres in the Rural Agriculture (RA) and Rural Conservation (RC) Zoning Districts; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the proposed ordinance amendment to Section 3-400 1. of the Fauquier County Zoning Ordinance be, and is hereby, referred to the Fauquier County Planning Commission for appropriate consideration and action.

A Resolution Authorizing the Execution of an Amendment Agreement to the Lease of a Portion of 320 Hospital Hill Between the School Board and the Board of Supervisors

RESOLUTION

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT
AGREEMENT TO THE LEASE OF A PORTION OF 320 HOSPITAL HILL
BETWEEN THE SCHOOL BOARD AND THE BOARD OF SUPERVISORS

WHEREAS, on July 1, 1999, the Board of Supervisors and School Board entered into a lease for 9,146 square feet at 320 Hospital Hill for administrative offices for the School Board; and

WHEREAS, on December 1, 2000, the School Board, with the knowledge and consent of Fauquier County, vacated 1,646 square feet of space on the second floor of the aforesaid property; and

WHEREAS, the School Board and Board of Supervisors wish to amend the lease to memorialize the vacation of the square footage; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the Chairman of the Board of Supervisors be, and is hereby, authorized to execute the Amendment to the Lease Agreement.

A Resolution to Authorize the Re-grading of the GIS and Information Resources Positions

RESOLUTION

A RESOLUTION TO AUTHORIZE THE RE-GRADING OF GIS
AND INFORMATION RESOURCES POSITIONS

WHEREAS, a market analysis was performed relative to positions within the Department of GIS and Information Resources; and

WHEREAS, the Board of Supervisors previously approved salary adjustments for the following positions; and

WHEREAS, due to a scrivener's error, the resolution enacting the salary adjustments did not contain the reference associated grade changes; and

WHEREAS, the associated grade changes are as follows:

Position Title	Current Grade	Recommended Grade
Information Resources Director	48	51
Manager, GIS	35	40

Manager, Infrastructure Services	37	39
Manager, Application Services	37	39
System/Network Administrator	34	36
System Analyst	34	35

;now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 the position of Information Resources Director, grade 48, be changed to grade 51, effective / 20, 2001; and, be it

RESOLVED FURTHER, That the position of Manager, GIS, grade 35, be changed to grade 36, effective August 20, 2001; and, be it

RESOLVED FURTHER, That the position of Manager, Infrastructure Services, grade 38, be changed to grade 39, effective August 20, 2001; and, be it

RESOLVED FURTHER, That the position of Manager, Applications Services, grade 38, be changed to grade 39, effective August 20, 2001; and, be it

RESOLVED FURTHER, That the position of System/Network Administrator, grade 35, be changed to grade 36, effective August 20, 2001; and, be it

RESOLVED FINALLY, That the position of System Analyst, grade 34, be changed to grade 35, effective August 20, 2001.

A Resolution Authorizing the Establishment of the Position of Full-Time Permanent Office Associate I within the Department of General Services (Fleet Maintenance)

RESOLUTION

A RESOLUTION AUTHORIZING THE ESTABLISHMENT OF THE POSITION OF FULL-TIME PERMANENT OFFICE ASSOCIATE I WITHIN THE DEPARTMENT OF GENERAL SERVICES (FLEET MAINTENANCE)

WHEREAS, the Finance Committee and the Board of Supervisors have previously reviewed and endorsed the findings of the Fleet Maintenance Plan Review; and

WHEREAS, the Plan recommends reducing the number of vehicles within the County; and

WHEREAS, the Plan recommends forming a motor pool to support the departments that have infrequent needs for transportation; and

WHEREAS, to address the administrative requirements of this recommendation, the Plan recommends the conversion of a full-time temporary Office Associate I position to a full-time permanent position;

position is necessary; and

WHEREAS, the position of Office Associate I is classified as a grade 18 on the Fauquier C Position Classification and Pay Plan; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 the position of Office Associate I be established within the Department of General Services, D of Fleet Maintenance, effective August 20, 2001.

A Resolution Authorizing the Virginia Department of Transportation to Install and Maintain Signs on Wesley Chapel Road in Marshall Alerting Motorists that Children May Be at Play Nearby

RESOLUTION

A RESOLUTION AUTHORIZING THE VIRGINIA DEPARTMENT
OF TRANSPORTATION TO INSTALL AND MAINTAIN SIGNS ON
WESLEY CHAPEL ROAD IN MARSHALL ALERTING MOTORISTS
THAT CHILDREN MAY BE AT PLAY NEARBY

WHEREAS, Section 33.1-210.2 of the Code of Virginia, 1950, as amended, provides that the governing body of any county may, by resolution, request the Commissioner to install and maintain signs alerting motorists that children may be at play nearby; and

WHEREAS, Raymond E. Graham, Cedar Run District Supervisor on the Board of Supervisors has requested that this Board authorize the installation and maintenance of "Children at Play" signs on Wesley Chapel Road in Marshall District; and

WHEREAS, Section 33.1-210.2 provides that the cost of installing said signs shall be paid out of the secondary system construction allocation and that maintenance of said signs shall be paid out of the secondary system maintenance allocation to the affected county; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the Transportation Commissioner be directed to install and maintain "Children at Play" signs on Wesley Chapel Road in Marshall; and, be it

RESOLVED FURTHER, That the source of funding for the installation of the signs shall be paid out of the secondary system construction allocation to Fauquier County and maintenance of said signs shall be paid out of the secondary system maintenance allocation to Fauquier County.

A Resolution to Authorize the Expenditure of Up to \$2,000 to Support the Virginia Coalition on Growth Localities Legislative Strategy and Lobbying Team

RESOLUTION

A RESOLUTION TO AUTHORIZE THE EXPENDITURE OF UP TO \$2,000 TO SUPPORT THE VIRGINIA COALITION OF HIGH GROWTH LOCALITIES' LEGISLATIVE STRATEGY AND LOBBYING TEAM

WHEREAS, the Virginia Coalition of High Growth Localities is comprised of twenty-five cities and counties from across the Commonwealth who have banded together to advocate for support legislation that maintains and strengthens local authority to manage residential growth and its impacts; and

WHEREAS, Fauquier County was one of the founding members of the Coalition and has been an active participant in the Coalition's legislative planning process, including the establishment of the Coalition's mission statement, and general and specific legislative priorities; and

WHEREAS, the Coalition has requested that each member locality contribute funds to support the costs associated with its lobbying team; and

WHEREAS, the Board of Supervisors recognizes the importance of having a professional lobbying team represent the interests of the Coalition before the General Assembly; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the Board of Supervisors does hereby authorize the expenditure of up to \$2,000 to support the Coalition's Fiscal Year 2002 legislative strategy and lobbying team.

A Resolution Authorizing the County Administrator to Schedule a Public Hearing on a Proposed Resolution Authorizing the Chairman of the Board of Supervisors to Execute a Quitclaim Deed Establishing a Boundary Line Between the John Marshall Building Property and Adjacent Landowners and Granting a Variable Width Easement Permitting Adjacent Landowners to Use Wall Street for Ingress and Egress

RESOLUTION

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO SCHEDULE A PUBLIC HEARING ON A PROPOSED RESOLUTION AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO EXECUTE A QUITCLAIM DEED ESTABLISHING A BOUNDARY LINE BETWEEN THE JOHN MARSHALL BUILDING PROPERTY AND ADJACENT LANDOWNERS AND GRANTING A VARIABLE WIDTH EASEMENT PERMITTING ADJACENT LANDOWNERS TO USE WALL STREET FOR INGRESS AND EGRESS

WHEREAS, Fauquier County owns a parcel of land located in the Town of Warrenton and particularly described as the John Marshall Building Property (Juvenile and Domestic Relations Court Case No. 6984-33-9646; and

WHEREAS, the California House Investment Company LLC owns a parcel of land adjacent to the John Marshall Building Property and more particularly described as PIN 6984-33-8599; and

WHEREAS, Susan R. Hartz, et als, own a parcel of land adjacent to the John Marshall Building

Property and more particularly described as PIN 6984-33-9538; and

WHEREAS, the exact boundary line between these parcels is uncertain; and

WHEREAS, the parties wish to establish a formal boundary line between the parcels; therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 the County Administrator be, and is hereby, authorized to schedule a public hearing on a proposed resolution authorizing the Chairman of the Board of Supervisors to execute a quitclaim establishing a boundary line between the John Marshall Building Property and adjacent land and granting a variable width easement permitting adjacent landowners to use wall street for ingress and egress.

A Resolution to Amend the Fauquier County FY 2001 Budget in the Amount of \$4,000,000

RESOLUTION

A RESOLUTION TO AMEND

THE FAUQUIER COUNTY FY 2001 ADOPTED BUDGET

IN THE AMOUNT OF \$4,000,000

WHEREAS, the Board of Supervisors is charged by the Code of Virginia with the preparation of an annual budget for Fauquier County; and

WHEREAS, the Fauquier County Board of Supervisors adopted the Fauquier County FY 2001 Budget on March 20, 2000; and

WHEREAS, during the course of the fiscal year certain events occur which necessitate changing the budget plan by increasing or decreasing the total budget; and

WHEREAS, through the Board of Supervisors' review of the proposed Capital Improvement Program, a need to expand Warrenton and Taylor Middle Schools was identified costing \$4,000,000 with funding support from Virginia Public School Authority borrowing; and

WHEREAS, as required by the Code of Virginia for amendments to the adopted budget exceeding the lesser of \$500,000 or one percent of the total budget, a public hearing has been held now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001, \$4,000,000 for expansion of Warrenton and Taylor Middle Schools be budgeted and appropriated and, be it

RESOLVED FURTHER, That these funds be appropriated in the County's Construction Budget pending the borrowing of funds and specific identification of funding allocation.

A Resolution Concerning the Allocation of Revenue from the Construction and Demolition Landfill

RESOLUTION

A RESOLUTION CONCERNING THE ALLOCATION OF REVENUE FROM THE CONSTRUCTION ,
DEMOLITION DEBRIS LANDFILL

WHEREAS, the Fauquier County Board of Supervisors has authorized the operation of a construction and demolition debris landfill; and

WHEREAS, the operation of this program is possible at the old landfill for an anticipated period of five years; and

WHEREAS, the net revenue from this operation will allow the County to address a number of needs at the landfill; and

WHEREAS, a five-year plan has been prepared to earmark these new revenues; and

WHEREAS, the Board of Supervisors wishes to provide reimbursement to Town governments for tipping fees for wastes now billed Town governments subject to the receipt of net revenue outlined in the Five-Year Financial Plan; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 commencing with landfill charges for wastes generated within the Towns of The Plains, Remington and Warrenton, beginning October 2001, that tipping fees shall be reimbursed monthly as long as net revenue from the Construction and Demolition Landfill shall meet budget projections for the previous three-month period; and, be it

RESOLVED FURTHER, That if monthly revenue from the Construction and Demolition Landfill shall not fully meet projections for the previous three-month period, available revenues as have been received shall be allocated in the following priority order until fully expended: (1) reimbursement of Towns' tipping fees not to exceed (a) the total actual tipping fees billed, or (b) fifty percent of available monthly revenues, whichever is less; (2) repayment of the current loan from the general fund in an amount not to exceed (a) the projected monthly repayment schedule, or (b) fifty percent of available monthly revenues, whichever is less; (3) reserve for closing landfill; (4) reserve for new landfill; (5) offset planned fee increase; and (6) offset general fund convenience site fees.

A Resolution Amending an Agreement Between Warren L. Glascock and Naomi M. Glascock and Fauquier County of Fauquier, Dated September 5, 1993, to Permit the Construction of a Family Apartment in an Existing Building Located on a Parcel of Land Located in Fauquier County, Identified as Pin # 17-5024 and PIN #6989-17-4426

RESOLUTION

A RESOLUTION AMENDING AN AGREEMENT BETWEEN

WARREN L. GLASCOCK AND NAOMI M. GLASCOCK AND
THE COUNTY OF FAUQUIER, DATED SEPTEMBER 15, 1993,
TO PERMIT THE CONSTRUCTION OF A FAMILY APARTMENT IN AN EXISTING
BUILDING LOCATED ON A PARCEL OF LAND IN
FAUQUIER COUNTY, IDENTIFIED AS PIN #6989-17-5024 AND
PIN #6989-17-4426

WHEREAS, Warren L. Glascock and Naomi M. Glascock and the County of Fauquier entered into an agreement dated September 15, 1993, which, under Paragraph 3(b) of the agreement prohibited the use of an existing building located on property identified as PIN #6989-17-5024 and PIN #6989-17-4426 for residential purposes; and

WHEREAS, the aforesaid property has been acquired by Gregory T. and Candy L. Glascock and daughter-in-law of Warren L. and Naomi M. Glascock; and

WHEREAS, Gregory T. and Candy L. Glascock wish to establish a family apartment in the aforesaid existing building to be used by Candy Glascock's sister and brother-in-law; and

WHEREAS, Gregory T. and Candy L. Glascock have requested amendment of the aforesaid agreement to permit use of the existing building for a family apartment of up to 1,200 square feet; and

WHEREAS, except for the aforesaid agreement, the Zoning Ordinance would permit a family apartment upon the property without special exception or special permit approval; and

WHEREAS, it appears that the applicant has submitted evidence that the adjoining property owners and property owners using the private road serving this parcel of land have consented to the aforesaid building for the establishment of a family apartment on the property; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the Board of Supervisors hereby consents to the amendment of Paragraph 3(b) of the agreement between Warren L. Glascock and Naomi M. Glascock and the County of Fauquier to permit the establishment of a family apartment of up to 1,200 square feet to be located in the existing building identified in paragraph 3(b) of the agreement; and, be it

RESOLVED FURTHER, That paragraph 3(b) shall be amended to read as follows:

3.b. Parties of the first part will correct the zoning violation created by the construction of (3) apartment units within an existing building which was constructed under Zoning Ordinance number 25299 for a farm and personal storage building in violation of the Zoning Ordinance.

Parties of the first part will remove the three apartment units from the structure. The building in which the units were constructed will be used only as an accessory building or a detached garage or a detached apartment in accordance with all applicable provisions and restrictions of the zoning ordinance and the requirements for the R-1 zoning district in which it is located. The building shall not be used for residential purposes except for a family apartment approved in accordance with the 2001 Subdivision Ordinance. The three (3) kitchens and two (2) of the three (3) bathrooms in the structure shall be removed from the building, and zoning and building permits will be obtained for the construction work associated with converting the building from dwelling units and any other construction work which was done without permits.

A Resolution to Refer to the Fauquier County Planning Commission for its Consideration and Recommendation Proposed Amendments to Sections 10-6, 10-7 and 10-9 of the Subdivision Ordinance Regarding Approval Authority for Final Plats

RESOLUTION

A RESOLUTION TO REFER TO THE FAUQUIER COUNTY PLANNING COMMISSION FOR ITS CONSIDERATION AND RECOMMENDATION PROPOSED AMENDMENTS TO SECTIONS 10-6, 10-7 AND 10-9 OF THE SUBDIVISION ORDINANCE REGARDING APPROVAL AUTHORITY FOR FINAL PLATS

WHEREAS, Sections 10-6, 10-7 and 10-9 of the Fauquier County Subdivision Ordinance provide for approval authority with approving authority and final plat approvals; and

WHEREAS, the Board of Supervisors is concerned with the volume of residential subdivisions and the associated design and environmental issues, including floodplain and storm water management;

WHEREAS, the Board of Supervisors wishes to consider amendments to those sections; therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the proposed amendments to Sections 10-6, 10-7 and 10-9 of the Fauquier County Subdivision Ordinance be, and are hereby, referred to the Planning Commission for its consideration and recommendation.

A Resolution Authorizing the Filing of an Application with the Virginia Public School Authority for a Loan in the Principal Amount of \$6,410,000 to Begin the Construction of a Middle School

RESOLUTION

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION TO THE VIRGINIA PUBLIC SCHOOL AUTHORITY FOR A LOAN IN THE PRINCIPAL AMOUNT OF \$6,410,000 TO BEGIN THE CONSTRUCTION OF A MIDDLE SCHOOL

WHEREAS, the Fauquier County Board of Supervisors (the "Board"), in collaboration with the Fauquier County School Board, has determined that it is necessary and desirable to undertake a

capital improvements for its public school system; and

WHEREAS, the Fauquier County School Board has requested that the Board of Supervisors authorize the application for a loan from the Virginia Public School Authority in the amount of \$6,410,000; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the Board hereby authorizes the filing of an application to the Virginia Public School Authority for a loan to the County in the principal amount of \$6,410,000 to finance capital improvements to the public school system; and, be it

RESOLVED FURTHER, That the County Administrator, in collaboration with the other officials of the County and Fauquier County School Board, be, and is hereby, authorized and directed to complete such application and deliver it to the Virginia Public School Authority; and, be it

RESOLVED FINALLY, That this resolution shall take effect immediately.

A RESOLUTION AUTHORIZING THE CHAIRMAN OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS TO EXECUTE AN AMENDED AGREEMENT BETWEEN THE COUNTY, TOWN OF WARRENTON, AND THE WATER & SANITATION AUTHORITY (WSA) RELATED TO THE MASTER SEWER AND WATER AGREEMENT BETWEEN THE PARTIES

Mr. Winkelmann moved to postpone, until the October 15, 2001 meeting, a resolution authorizing the Chairman of the Fauquier County Board of Supervisors to execute an agreement between the County, the Town of Warrenton, and the Water and Sanitation Authority (WSA) related to the Master Sewer and Water Agreement between the parties. Mr. Weeks seconded the motion and the vote for the motion was unanimous as follows:

Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry Atkinson; Mrs. Sharon McCamy; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

A RESOLUTION TO SUPPORT PHASE II OF THE E-GOVERNMENT PROJECT

Mrs. McCamy moved to postpone, until the September 17, 2001 meeting, a resolution to support Phase II of the E-Government Project. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry Atkinson; Mrs. Sharon McCamy; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

SPECIAL EXCEPTION– APC REALTY/SPRINT, APPLICANT – CYNTHIA TIBBS, OWNER

Mrs. McCamy moved to adopt the following resolution. Mr. Winkelmann seconded, and vote for the motion was unanimous as follows:

*Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry At
Mrs. Sharon McCamy; Mr. Larry L. Weeks*

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO DENY SPECIAL EXCEPTION #SE01-L-06 FOR

APC REALTY/SPRINT (CYNTHIA TIBBS PROPERTY),

PIN 7825-00-2509-000, RA (AGRICULTURAL) ZONING DISTRICT

WHEREAS, Cynthia Tibbs, owner, and APC Realty Inc., applicant, have filed and amended application to construct a 120 foot monopole tower under the provisions of Articles 5 of the Fauquier County Zoning Ordinance; and

WHEREAS, the Planning Commission held a public hearing on this application on August 1, 2001 and has made a recommendation to the Board of Supervisors; and

WHEREAS, the Board of Supervisors has considered the written and orally presented information of the applicants and conducted a public hearing on this application on July 16, 2001; and

WHEREAS, the Board of Supervisors has determined that the owner has other reasonable use of the property; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001, that the application by APC Realty to construct a 120 foot monopole tower on the property of Cynthia Tibbs is not in substantial accordance with the Fauquier County Comprehensive Plan; and, be it

RESOLVED FURTHER, That Special Exception Application #SE 01-L-06 be, and is hereby denied as it does not satisfy the general standards for approval of a special exception application.

outlined in Section 5-006 of the Fauquier County Zoning Ordinance.

A RESOLUTION TO AUTHORIZE THE AD HOC SWIMMING POOL COMMITTEE TO EXECUTE CONSTRUCTION CONTRACT FOR THE EASTERN REGION OUTDOOR POOL UP TO A TOTAL PROJECT BUDGET OF \$1,800,000

Mr. Graham moved to adopt the following resolution. Mr. Weeks seconded, and the vote on the motion was 4 to 1 as follows:

Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry Atkinson; Mr. Larry L. Weeks

Nays: Mrs. Sharon McCamy

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO AUTHORIZE THE AD HOC SWIMMING POOL COMMITTEE TO EXECUTE CONSTRUCTION CONTRACT FOR THE

EASTERN REGION OUTDOOR POOL UP TO A TOTAL PROJECT BUDGET OF \$1,800,000

WHEREAS, on November 6, 2000 the Board of Supervisors approved a resolution to accept the recommendation of the Parks and Recreation Board to move forward with the development of pool facilities over the next ten to twelve years; and

WHEREAS, the approved plan expressed the Board of Supervisors' intent to appropriate \$1,300,000 (adjusted for inflation) for each of the four proposed pool facilities beginning with the eastern region outdoor pool in FY 2002; a central region indoor pool to be developed in partnership with the Town of Warrenton in FY 2003-4; a southern region outdoor pool in FY 2010; and a northern region outdoor facility in FY 2012; and

WHEREAS, the Board of Supervisors has, consistent with the adoption of the Public Swimming Pool Plan, appropriated \$1,300,000 for the eastern region outdoor pool to be located at Vint Hill

WHEREAS, on April 16, 2001 the Board of Supervisors vested with the Ad Hoc Pool Committee the authority to approve the construction contract for the eastern region pool within budgetary limits; and

WHEREAS, the County's initial design work has indicated that the total cost of the pool project is as much as \$1,800,000; and

WHEREAS, the Ad Hoc Pool Committee has undertaken efforts to reduce or eliminate the funding gap, including reducing the scope of the project and the solicitation of in-kind and monetary donations from community citizens and businesses, however, the net impact of these efforts cannot be quantified at this time; and

WHEREAS, the Ad Hoc Pool Committee's project timeline has an established project completion date of May 2002, and has projected awarding the construction contract in September 2001; and

WHEREAS, the Ad Hoc Pool Committee is requesting that the Board of Supervisors amend the overall budgetary limit for the eastern regional pool to \$1,800,000 so as to allow the Ad Hoc Swimming Pool Committee to execute the construction contract in a timely manner, with the understanding that the Ad Hoc Pool Committee will continue to examine methods to lower the project cost and continue its efforts to solicit community support; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the Ad Hoc Pool Committee is hereby authorized to execute a contract for construction of the eastern regional swimming pool up to a total project cost of \$1,800,000; and, be it

RESOLVED FURTHER, That the Board of Supervisors does hereby express its intent to allocate Fiscal Year 2001 carryover funds to establish a dedicated reserve in the Capital Improvements Program for the eastern regional pool in the amount of \$500,000 to be used in the event and to the extent that on-going efforts to reduce the project cost, community fundraising and donated in-kind services are insufficient to lower the overall total project budget to the original budget appropriation.

APPOINTMENTS

By unanimous consent, the following appointments were approved:

- Chester Stribling was re-appointed to the Local Workforce Investment Board for a three year term to expire December 31, 2003
- Betsy Ussery was appointed to the Capital Improvements Program, representing Scott District, a term to expire December 31, 2003
- Mary Schlegel was appointed as an alternate representative to the Community Services Board, representing Scott District, a term to expire August 20, 2005.
- Dean Eckelberry was appointed to the Architectural Review Board, representing Scott District, a term to expire August 20, 2005.
- Sharon Medvitz was re-appointed to the Social Services Board, representing Scott District, a term to expire June 30, 2005.

SUPERVISORS TIME

- Mr. Atherton wished Mrs. McCamy good luck in her candidacy for Delegate of the 88th Congress and encouraged everyone to vote in the election.

- Mr. Weeks stated that a microburst, not a tornado, had touched down in the Scott District the past weekend. He commended Sheriff Joe Higgs, Fire Marshal Philip Myer, Fire Station Company 10, Warrenton and Fauquier County Emergency Services personnel, both paid volunteers, for the way they handled the emergency with prompt, expert teamwork and professionalism.
- Mr. Winkelmann thanked the wonderful crowd for coming to Grace Miller Elementary School. He thanked the Principal, Mike Wines, for the use of the facilities.
- Mrs. McCamy invited any interested parties to come to the Old Peoples Bank Building in Fredericksburg during the election on August 21, 2001.
- Mr. Graham encouraged registered voters to vote on August 21, 2001.

ANNOUNCEMENTS

- Mr. Lee stated that when the Board of Supervisors' agenda package is published on the Internet, the public has access to all agenda items at the same time that the Board of Supervisors does. The agenda is normally available for Internet viewing on the Thursday at Noon prior to the Board meeting.
- Mr. Graham added that the public libraries have Internet access, for those citizens that do not have computer access from home or work.
- Mr. Lee reviewed the protocol for a public hearing.

SPECIAL EXCEPTION AND COMPREHENSIVE PLAN AMENDMENT – MARSH RUN GENERATION CORPORATION, OWNER/APPLICANT

A public hearing was held to consider special exception approval for Marsh Run Generation Corporation, owner/applicant, for the construction and operation of an electric generation facility. The applicant was also proposing to amend Chapter 6, Service Districts, of the Comprehensive Plan and to revise the Remington Service District Plan to incorporate an electric utility and extension line from the Remington wastewater treatment plant. The property consists of 252 acres and is located on Old Grassdale Road (Route 782), Lee District, PIN #6897-26-4438-000. The proposal includes a two part application: The first part is a proposed amendment to the Comprehensive Plan to have the Remington Service District Plan (Map 6.16: p. 6-32A) illustrate: (1) an Electric Utility Feature in the approximate location of the property; and (2) a water line connection to transport treated wastewater from the Remington Wastewater Plant. The second part of the application is a request to grant special exception approval for the proposed electrical generating facility. The Chairman called for a vote by show of hands:

- Eighty-Nine (89) Fauquier County residents were in favor of the proposed special exception.
- Seventy (70) Fauquier County residents were in opposition to the proposed special exception.
- Five (5) non-residents were in favor of the proposed special exception.

- Two (2) non-residents were in opposition to the proposed special exception.

Ken Alexander, representing OEDC, spoke in favor of the special exception application. The following people also spoke in favor of the proposed special exception:

Frank Ashley, Cedar Run resident

Wesley Barnes, Lee resident

Jack Bartenstein, Marshall resident

Sue Breeden, Cedar Run resident

Cyndy DiSanza, Lee resident

Robert Edwards, Lee resident

Larry Ervin, Lee resident

Carl Faller, Lee resident

Carolyn Faller, Lee resident

Tom Grady, Marshall resident

Donna Grove, Cedar Run resident

Lloyd Halvorson, Center resident

James McConnell, Lee resident

Jay Morrison, Marshall resident

Morgan Ott, Lee resident

Steve Potucek, Marshall resident

Neil Selby, Lee resident

Trina Shannon, Scott resident

Michael Starn, Cedar Run resident

Chester Stribling, Lee resident

Bill Stuart, Lee resident

Maria Turchi, Lee resident

Jennifer Utz, Cedar Run resident

Christina Williams, Cedar Run resident

Clint Williams, Lee resident

The following people spoke in opposition to the proposed special exception:

Sue Bopp, Lee resident

David Buckwalter, Lee resident

Diane Culterra, Marshall resident

Ray Culterra, Marshall resident

David DeJive, Marshall resident

Jolly DeJive, Marshall resident

Rick Dorkey, Lee resident

Virginia Dorkey, Lee resident

Eve Fout, Scott resident

Chris Gibson, Lee resident

Thea Green, Marshall resident

Keith Green, Marshall resident

Dara Green, Marshall resident

Tom Harris, Center resident

John King, Lee resident

Kathleen King, Scott resident

Mimi Moore, Marshall resident

William Prince, Lee resident

Thomas Savage, Cedar Run resident

Mara Seaforest Carvonja, Lee resident

David Sea, Center resident

Gar Shulin, Marshall resident

Ken Smith, Lee resident

Jim Stone, Cedar Run resident

Ronnie Whiteside, Lee resident

Meredith Whiting, Marshall resident

John Whiting, Marshall resident

Tommy Hillis, Scott District resident, asked the Board of Supervisors to consider all facts. William Prince, Lee District resident, presented a petition of residents from The Meadows Subdiv with eighteen people in opposition to, two in support of, and six neutral to the power plant proposal. Carl Faller, Lee District resident, presented a letter of support from the Southern Fauquier Business Owners Association, Inc. Tom Harris, Center District resident, presented post card responses received to the Piedmont Environmental Council (PEC) from 760 households in opposition to, two in favor and six neutral to the power plant proposal. Mrs. McCamy submitted for the record thirty-eight card responses from the PEC in support of the power plant proposal. Rick Dorkey presented a petition from the Southern Fauquier Alliance with names of 254 people in opposition to the power plant. Chester Stribling submitted a petition with names of 707 people in support of the power plant. The public hearing was closed.

Mrs. McCamy moved to postpone action on this special exception request until the September 17, 2001 meeting. Mr. Atherton seconded. Mr. Winkelmann then moved to amend the motion to postpone until the October 15, 2001 meeting any action on this special exception request, to allow all the Cooperative officials and PEC officials to meet privately and work together on the issues. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry Atherton; Mrs. Sharon McCamy; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

TEXT AMENDMENT TO THE FAUQUIER COUNTY CODE REGARDING LAND DISTURBING PERMITS SECTIONS 11-6 AND 11-7

A public hearing was held to consider amending Sections 11-6 and 11-7 of the Fauquier Code, regarding land disturbing permits, to bring the County Code into conformance with a new state law and require specific plan approval prior to issuance of any land disturbing permit. No one spoke. The hearing was closed. Mr. Winkelmann moved to continue this public hearing at the September 17 meeting to allow for re-advertising the text amendment. Mrs. McCamy seconded, and the vote on the motion was unanimous as follows:

Ayes: *Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry Atherton; Mrs. Sharon McCamy; Mr. Larry L. Weeks*

Nays: *None*

Absent During Vote: *None*

Abstention: *None*

A RESOLUTION TO AMEND THE FEE SCHEDULE FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT FOR TELECOMMUNICATION CO-LOCATION APPLICATIONS

A public hearing was held to consider amending the Community Development Fee Schedule to revise the minor site plan and site plan amendment categories into a combined category named "a co-location" for the co-location of commercial wireless antennae on existing facilities; and upgrading from \$500 to \$1,000 to cover consultant field visits, analysis and recommendations, and tracking of antenna locations. No one spoke. The public hearing was closed. Mr. Atherton moved to postpone action on amending the fee schedule until the September 17, 2001 meeting. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: *Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry Atherton; Mrs. Sharon McCamy; Mr. Larry L. Weeks*

Nays: *None*

Absent During Vote: *None*

Abstention: *None*

AN AMENDMENT TO SECTION 3-315 (WHOLESALE AND PROCESSING) OF THE FAUQUIER COUNTY ZONING ORDINANCE TO ADD NUMBER 13 TO ALLOW THE MANUFACTURE OF DISTILLED SPIRITS AS A SPECIAL EXCEPTION USE IN THE INDUSTRIAL-1 (I-1) AND INDUSTRIAL-2 (I-2) ZONING DISTRICTS WITH SITE PLAN APPROVAL, ADDING SECTIONS 5-1504 (ADDITIONAL STANDARDS FOR THE MANUFACTURE OF DISTILLED SPIRITS) AND AMENDING SECTION 15-300 (DEFINITIONS)

A public hearing was held to consider amending Section 3-315 (Wholesale and Processing) of the Fauquier County Zoning Ordinance to add Number 13 to allow for the manufacture of distilled spirits as a special exception use in the Industrial-1 and Industrial-2 Zoning Districts with site plan approval, adding Sections 5-1504 (Additional Standards for the Manufacture of Distilled Spirits) and amending Section 15-300 (Definitions). No one spoke. The public hearing was closed. Mr. Atherton moved to deny the amendment to the zoning ordinance to permit the manufacture of distilled spirits in the Industrial-1 and Industrial-2

districts as a special exception use with site plan approval. Mr. Weeks seconded, and the vote motion was unanimous as follows:

*Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry At
Mrs. Sharon McCamy; Mr. Larry L. Weeks*

Nays: None

Absent During Vote: None

Abstention: None

ZONING ORDINANCE TEXT AMENDMENTS TO SECTIONS 3-318 14. AND 15. (CATEGORY 18, AGRICULTURE), 5-1806 (ADDITIONAL SUBMISSION REQUIREMENTS FOR CLASS A SLUDGE STORAGE FACILITY), 5-1808 (SUBMISSION REQUIREMENTS FOR LAND APPLICATION OF CLASS A SLUDGE AND ARTICLE 15 (DEFINITIONS)

A public hearing was held to bring Zoning Ordinance Sections 3-318 14. and 15, 5-1806, 5-1808 and Article 15 into conformance with new state definitions and terminology regarding what was classified as Class B Biosolids. No one spoke. The public hearing was closed. Mr. Winkelmann moved to adopt the following ordinance. Mrs. McCamy seconded, and the vote for the motion was unanimous as follows:

*Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry At
Mrs. Sharon McCamy; Mr. Larry L. Weeks*

Nays: None

Absent During Vote: None

Abstention: None

ORDINANCE

AN ORDINANCE AMENDING SECTIONS 3-318 14. AND 15. (CATEGORY 18, AGRICULTURE), 5-1806 (ADDITIONAL SUBMISSION REQUIREMENTS FOR CLASS A SLUDGE STORAGE FACILITY), 5-1808 (ADDITIONAL STANDARDS FOR CLASS A SLUDGE STORAGE FACILITY), 5-1808 (SUBMISSION REQUIREMENTS FOR LAND APPLICATION OF CLASS A SLUDGE) AND ARTICLE 15 (DEFINITIONS) OF THE FAUQUIER COUNTY ZONING ORDINANCE

WHEREAS, the Fauquier County Zoning Ordinance currently uses the term Class A sludge residue of a wastewater treatment facility containing the solids removed by treatment processes which meet all current requirements of the State Health Department; and

WHEREAS, recent alterations in Virginia Department of Health regulations change the nomenclature to Class B Biosolids; and

WHEREAS, these amendments would update the Ordinance's terminology to coincide with the

by State agencies; and

WHEREAS, current submission requirements for the application of biosolids requires map scale of 1:660; and

WHEREAS, Fauquier County's taxation and zoning maps now are drawn primarily to scales of and 1:400; and

WHEREAS, amending the required scale for application submissions will help to ensure evaluations on buffers and zoning district boundaries; and

WHEREAS, the Fauquier County Planning Commission voted June 28, 2001 to recon approval of these amendments; and

WHEREAS, the Board of Supervisors, following proper notice and public hearing, believes amendments serve the interests of the citizenry of Fauquier County; now, therefore, be it

ORDAINED by the Fauquier County Board of Supervisors this 20th day of August 2001 Sections 3-318.14, 3-318.15, 5-1806, 5-1807, 5-1808 and Article 15 of the Fauquier County ; Ordinance be, and are hereby, amended to read as follows:

See Page III-4 for Key																	
	SITE PLAN	RC	RA	RR-2	V	R-1	R-2	R-3	R-4	TH	GA	MDP	C-1	C-2	C-3	CV	I-1
3-318 AGRICULTURE (CATEGORY 18)																	
1. Crop/livestock farm		P	P	P	P	P								P	P		P
2. Horse farm		P	P	P	P	P								P	P		P
3. Dairy farm		SP	P	SP	SP	SP											SP
4. Cattle feed lot greater than 300 head		SP	P	SP													SP
5. Swine farm greater than 20 sows		SP	P	SP													SP
6. Truck farm		P	P	P	P	P								P	P		P
7. Poultry farm (over 1000 birds)		SP	P	SP													SP
8. Orchard/vineyard		P	P	P	SP	SP											SP
9. Plant nursery/greenhouse (less than 10,000 sq. ft) wholesale only		P	P	P	P	P								P			P
10. Greenhouse (more than 10,000 sq. ft.) wholesale only	X	SP	P	SP	SP	SP								P			P
11. Plant nursery/greenhouse retail sales	X	SP	SP	SP	SP	SP								P			P
12. Forestry		P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
13. Distillation of industrial alcohol (ethanol) in conjunction with a farming operation		SP	SP	SP	SP	SP											SP

14. Land application of Class A Sludge			A														
Class B			A														
Biosolids																	
15. Class A Sludge B storage facility			SE														
16. Aquiculture			SE														
17. Winery with Special Events, Major	X	SE	SE	SE													
18. Winery with Special Events, Minor	X	SP	SP	SP													
19. Aviary, Commercial		SP	SP	SP													
20. Lumber Yard with incidental retail sales less than 5,000 square feet in size	X													P			P
21. Farmer's Market	X		SP														
22. Community Farmer's Market	X		SP														

5-1806 Additional Submission Requirements for Class ~~A Sludge~~ B Biosolids Storage Facility

In addition to the submission requirements set forth in Section 011 above, all applications for exceptions for ~~sludge~~ biosolids storage facilities for Class ~~A Sludge~~ B biosolids shall be accompanied following:

1. Copies of submission to the State Health Department or ~~and State Water Control Board~~ Department Environmental Quality for the proposal.
2. Copies of ~~insurance program~~ Certificate of Insurance.
3. A statement authorizing Fauquier County to sample ~~sludge~~ biosolids when desired.

5-1807 Additional Standards for Class ~~A Sludge~~ B Biosolids Storage Facility

1. Applicable approvals substantiated by documents called for in paragraph 1806.1 above. No action addressed for such State certificates and approvals except in full compliance therewith.
2. Unless specifically reduced by the Board, for good cause shown, no such facility shall be located than 300 feet to any lot line or closer than 1,000 feet to any land not in an Agriculture, Conservation zoning district.
3. Unless specifically reduced by the Board, for good cause shown, the highway entrance to such a shall be located not more than 1000 feet from a major collector, on a secondary road with pavement less than 20 feet.
4. Proof that the insurance has been obtained covering the proposed activities sufficient to protect public from damage and injury resulting from the hauling, storage or application of sludge. The sufficiency of such insurance shall have been previously approved by the Board.
5. Verification that the applicant has sufficient land in Fauquier County available upon which to apply holding capacity of the storage facility within a period of ninety (90) days.

5-1808 Submission Requirements for Land Application of Class ~~A-Sludge~~ *B-Biosolids*

All applications for administrative special permits for such uses shall be accompanied by the following (amendments for additional lands shall not require 3 and 4 below).

1. Written application setting forth:
 - A. the name, telephone number, and address of the applicant;
 - B. A brief description of the applicant's business;
 - C. A description, by ~~Tax Map and Parcel Number~~ Parcel Identification Number, and by number of a lot or portion of the property on which the ~~sludge~~ biosolids are to be applied;
 - D. the name, location and mailing address of the owner/lessee of such property;
 - E. the general schedule of the rates of ~~sludge~~ biosolids application which the applicant intends to apply;
 - F. the name, address and telephone number of the person including all subcontractors, who will spread or apply the ~~sludge~~ biosolids to that particular property;
 - G. a plan or map, drawn to scale of 1:~~660~~ 200 or 400, showing the land area to be covered by application, and actual fields (labeled with # and acreage); to which ~~sludge~~ biosolids will be applied, and an insert map showing the location of the land area in relation to the surrounding area;
 - H. the time period to be covered by the permit, not to exceed five (5) years.
2. A copy of the appropriate ~~State Water Control Board~~ No Discharge Certificate or Biosolids Use Permit.
3. The applicant shall submit, at the time of each application, proof of liability insurance in the aggregate amount of \$1,000,000.00 covering all losses and claims arising out of hauling or land application of biosolids, and all other activities performed under the permit. Such insurance shall be maintained in full force and effect through the term of the permit.
4. A map indicating the route(s) of the transporting vehicles to and from the application site which is approved by the Zoning Administrator as constituting the most safe route(s) taking into account travelway, surface, geometric design and traffic volumes.
5. Copy of the property owner's consent statement when the owner is not signatory to the request for application of Class ~~A-Sludge~~ *B-Biosolids*.
6. A statement signed by the property owner(s) authorizing representatives of Fauquier County to enter anywhere on the owner(s) land for the purpose of inspecting the land application process.

5-1809 Additional Standards for Land Application of Class ~~A-Sludge~~ *B-Biosolids*

1. All land application shall be accomplished in accordance with the Special Conditions of the ~~State Water Control Board~~ Department of Environmental Quality certificate or regulations of the Virginia Department of Health as submitted with application. All solids or other wastes shall be so deposited that no harm

components can reach state waters by natural or other means.

2. All vehicles on public roads used in the transportation of Class ~~A Sludge~~ B Biosolids for land appl in Fauquier County shall be in conformance with all Commonwealth of Virginia Departm Environmental Quality (DEQ) requirements and all other State and Federal requirements.

3. Notice shall be given in writing to the Zoning Administrator at least forty-eight hours prior to a Class ~~A Sludge~~ B Biosolids to a permitted area. A separate notice is required for each permit amend Copies of adjacent property owner(s) consent when the otherwise required buffer is not to be mair shall be filed with the Zoning Administrator twenty-four hours before land application of ~~sludge~~ bi occurs on any particular field within a permitted area. Any change in the spreading location from the notice will be given by 9:00 A.M. on the day spreading is to occur.

Article 15 (Definitions):

BIOSOLIDS: Sewage sludge that has received an established treatment for required pathogen c and is treated or managed to reduce vector attraction to a satisfactory level and contains acce levels of pollutants, such that it is acceptable for use for land application, marketing or distribu accordance with this chapter.

~~**SLUDGE, CLASS A:** The residue of a wastewater treatment facility containing the solids remo treatment process and which meets all current requirements of the State Health Departme approved thereby as Class A Sludge. SEE BIOSOLIDS.~~

A RESOLUTION TO APPROVE SPECIAL EXCEPTION FOR AL- MARA FARMS, OWNER/APPLICANT

A public hearing was held to consider a special exception request for Al-Mara Farms owner/applicant, to allow Class C spectator and non-spectator field events and activities on a five acre parcel, also identified as PIN #7900-64-8311-000, for the purpose of conducting mazes, hay rides, farm animal viewing and petting, and other farm-related and seasonal acti The property is located on the southeast side of Catlett Road (Route 28) and is near the inters with Germantown Road (Route 649) in Cedar Run District. No one spoke. The public hearin closed. Mr. Graham moved to adopt the following resolution. Mr. Winkelmann seconded, a vote for the motion was unanimous as follows:

*Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry At
Mrs. Sharon McCamy; Mr. Larry L. Weeks*

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO APPROVE SPECIAL EXCEPTION #SE01-CR-12

AL-MARA FARMS CLASS C EVENTS

WHEREAS, Al-Mara Farms, owner/applicant, has applied for a special exception under § 5-916 of the Zoning Ordinance to allow for Class C Field Events and Activities and a public hearing was duly advertised before the Fauquier County Planning Commission; and

WHEREAS, the special exception application has been properly filed and all required notices and public hearing have been properly made; and

WHEREAS, the applicant has presented oral and documentary evidence, and the staff has staff report indicating substantial conformance with the general standards for the special exception set forth in Article 5 of the Zoning Ordinance; and

WHEREAS, on June 28, 2001, the Fauquier County Planning Commission held a public hearing on the special exception request of Al-Mara Farms; and

WHEREAS, at its meeting on June 28, 2001, the Fauquier County Planning Commission approved a motion recommending approval of the requested special exception subject to the following conditions; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the application by Al-Mara Farms to conduct Class C Field Events and Activities on the parcel identified as PIN #7900-64-8311-000 be, and is hereby, approved subject to the following conditions:

1. The special exception is granted for and runs with the land indicated in this application and is transferable to other land. This special exception is granted only for the purpose(s), structure(s) and/or uses indicated on the special exception plat approved with the application, as qualified by these development conditions.
2. This special exception is subject to the provisions of Article 12 of the Fauquier County Zoning Ordinance, Site Plans, as may be determined by the Fauquier County Department of Community Development. Any site plan submitted pursuant to this special exception shall be in substantial conformance with the special exception plat dated May 17, 2001, and these conditions.

3. This special exception shall be granted for a period of three (3) years from the date of ap and must be renewed by the Board of Supervisors in accordance with the provisions of Sec 013 of the Zoning Ordinance.
4. No use associated with this special exception shall be permitted on the portion of the pr that is zoned R-1 (Residential).
5. There shall be no access associated with this use from Route 28. The proposed entrance site from Route 649 shall be upgraded to include a paved apron to stabilize the existing g Such improvements shall be installed prior to site plan approval.
6. A combination of vegetative screening and construction-type fencing shall be provided exhibit area along the Route 28 frontage. Within the corn maze area, netting shall be pr along the Route 28 frontage to prohibit movement into and out of the corn maze from Route
7. No events or activities shall occur before 9:00 a.m. and all events must conclude no late 10:00 p.m. Sunday events shall not be scheduled prior to 12:30 p.m. so as not to interfer local church services.
8. There shall be no more than 1,000 attendees on site at any one time, and no event shall las than three (3) consecutive days.
9. No structure associated with the use shall be closer than 100 feet to any adjacent lot line.
10. All parking must be provided on site, and shall be no closer than 100 feet from any ad property.
11. The applicant shall provide adequate security, emergency traffic control, sanitation refreshment services. At least thirty days prior to major events, the applicant shall provide v proof to the Zoning Administrator that the following agencies have been consulted and th necessary approvals/permits have been obtained: Fauquier County Sheriff's Office, V Department of Transportation, Fauquier County Emergency Services and the Fauquier C Health Department.
12. Any retail use associated with this use shall be either accessory to the use or conducted t for the benefit of a non-profit, tax exempt organization. At least thirty days prior to the eve applicant shall provide to the Zoning Administrator the name, address and contact person fo entity conducting retail sales at the event.
13. All grass areas used for parking shall be mowed and maintained as to minimize the risk of v and field fires.
14. Restroom facilities shall be provided in accordance with Health Department regulations.
15. At no time shall fireworks, hot-air balloons or helicopters be used for any Class C events.

16. The applicant shall require its employees and all invitees to strictly comply with State burnin and copies of such laws shall be posted on site.
17. During events with outdoor music or amplified sound, the maximum permitted sound pi noise levels shall not exceed sixty (60) db at the property line.
18. All lighting shall be in conformance with the Fauquier County Zoning Ordinance and pos downward, inward and shielded to eliminate glare from all adjacent properties.
19. Fire extinguishers meeting State and Federal standards shall be provided at all events.

A RESOLUTION TO APPROVE SPECIAL EXCEPTION AND PRELIMINARY PLAT – THE WOODS AT WARRENTON FLOOD PLAIN CROSSING – THE WOODS AT WARRENTON, LLC, OWNER/APPLICANT

A public hearing was held to consider a special exception application for the Woods at Warrenton, LLC, owner/applicant, to allow a floodplain crossing to be constructed on a parcel th currently zoned R-1, contains approximately 155 acres, and is further identified as PIN #6994-1! 8476-000, and is located on the southeast side of Academy Hill Road (Route 678), east of the intersection with Millfield Drive and the Route 15/29 Bypass in the Warrenton Service District. 1 proposed crossing would allow for a floodplain crossing over an unnamed tributary of Cedar Run order to access approximately one-half of the property. Bob Breedon, representing the applicant spoke in favor of the special exception application. No one else spoke. The public hearing was closed. Mr. Winkelmann moved to adopt the following resolution and preliminary plat. Mr. Wee seconded, and the vote for the motion was unanimous as follows:

*Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry At
Mrs. Sharon McCamy; Mr. Larry L. Weeks*

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO APPROVE SPECIAL EXCEPTION #SE01-CR-13

THE WOODS AT WARRENTON FLOODPLAIN CROSSING

WHEREAS, The Woods at Warrenton, L.L.C., owner/applicant, has applied for a exception under Section 5-2300 of the Zoning Ordinance to allow for floodplain crossing and a hearing was duly advertised before the Fauquier County Planning Commission; and

WHEREAS, the special exception application has been properly filed and all required not the public hearing have been properly made; and

WHEREAS, the applicant has presented oral and documentary evidence, and the staff has a staff report indicating substantial conformance with the general standards for the special exception as set forth in Article 5 of the Zoning Ordinance; and

WHEREAS, on June 28, 2001, the Fauquier County Planning Commission held a hearing on the special exception request of The Woods at Warrenton; and

WHEREAS, at its meeting on June 28, 2001, the Fauquier County Planning Commission approved a motion recommending approval of the requested special exception subject to the following conditions; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the application by The Woods at Warrenton to construct a floodplain crossing on the property identified as PIN #6994-15-8476-000 be, and is hereby, approved subject to the following conditions:

1. The special exception is granted for and runs with the land indicated in this application and is transferable to other land.
2. This special exception is granted only for the purpose(s), structure(s) and/or uses indicated on the special exception plat approved with the application, as qualified by these development conditions.
3. With respect to the floodplain conditions, any final subdivision plat submitted pursuant to this special exception shall be in general conformance with the special exception plat dated August 1, 2001.
4. There shall be no net increase in flood levels or velocity of floodwaters as a result of the floodplain crossing, as determined to the satisfaction of the County Engineer prior to Final Plat approval.
5. Prior to Final Plat approval, the applicant shall obtain a Conditional Letter of Map Revision (CLOMR) from the Federal Emergency Management Agency (FEMA). The applicant shall request a final Letter of Map Revision (LOMR) within ninety days of completing construction of the floodplain crossing. Bonding will be required to cover the amount of the LOMR fee, the as-built plan and any other requirements as outlined in FEMA's CLOMR.
6. The Final Plat shall show the revised floodplain limits. In no instance shall more than 25% of an individual residential lot be covered with floodplain.
7. The floodplain crossing shall use a "Con-span" design. Such design shall be indicated on the final subdivision plat.

AN ORDINANCE TO APPROVE REZONING REQUEST – DALE DICK, OWNER/ VIRGINIA SELF STORAGE PARTNERS IV, APPLICANT

A public hearing was held to consider an ordinance to rezone a 2.8 acre parcel from Agricultural to I-1 (Industrial Park) for Dale Dick, owner, and Virginia Self Storage Partners IV, LLC, applicant.

applicant. The property is located on Old Meetze Road (Route 670), west of its intersection with Meetze Road (Route 643) and adjacent to the Route 15/29 Bypass, and is further identified as #6983-87-5532-000, in Cedar Run District. Ms. Jo Higgins, representing the applicant, spoke in support of the rezoning request. No one else spoke. The public hearing was closed. Mr. Graham motioned to adopt the following ordinance. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry Atkinson; Mrs. Sharon McCamy; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

ORDINANCE

AN ORDINANCE TO APPROVE REZONING #RZ01-CR-04

DALE DICK, OWNER – VIRGINIA SELF STORAGE PARTNERS IV, APPLICANT

WHEREAS, Dale Dick, owner, and Virginia Self Storage Partners, applicant, have initiated a request to rezone a 2.81 acre parcel (PIN #6073-89-9285-000) from Rural Agricultural (I-1) to Industrial Park (I-1); and

WHEREAS, the applicant has filed an application to amend the Fauquier County Zoning Ordinance in accordance with the provisions of Article 13-202 of the Fauquier County Zoning Ordinance; and

WHEREAS, the proposed rezoning is in conformance with the Fauquier County Comprehensive Zoning Ordinance; and

WHEREAS, on June 28, 2001, the Fauquier County Planning Commission held a public hearing on the rezoning request of the owner and applicant; and

WHEREAS, at its meeting on June 28, 2001, the Fauquier County Planning Commission approved a motion recommending approval of the requested rezoning subject to the applicant's proffer statement dated June 22, 2001 with further revision; and

WHEREAS, on August 20, 2001, the Board of Supervisors held a public hearing on the rezoning request; and

WHEREAS, by adoption of this Ordinance, the Board of Supervisors has determined that the public necessity, convenience, general welfare, or good zoning practice is satisfied by this amendment to the Fauquier County Zoning Map; now, therefore, be it

ORDAINED by the Fauquier County Board of Supervisors this 20th day of August 2001,

Rezoning Request #RZ01-CR-04 to change the zoning designation of a 2.81 acre parcel on Old Meetze Road (Route 670), identified as PIN #6983-87-5532-000 and shown on the plat prepare BMP, PC dated May 20, 2001, from Rural Agricultural (RA) to Industrial Park (I-1) be, and is hereby approved subject to the applicant's executed proffer statement dated August 7, 2001.

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A LEASE AGREEMENT WITH THE FAUQUIER COMMUNITY ACTION COMMITTEE, INC. FOR SPACE AT WARRENTON COMMUNITY CENTER

A public hearing was held to consider a resolution to authorize the execution of a lease agreement with the Fauquier County Community Action Committee, Inc. at the Warrenton Community Center for an additional three year term. No one spoke. The public hearing was closed. Mr. Winkelmann moved to adopt the following resolution. Mr. Graham seconded, and the vote for the motion was unanimous as follows:

*Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry Ather
Mrs. Sharon McCamy; Mr. Larry L. Weeks*

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A LEASE AGREEMENT WITH THE FAUQUIER COMMUNITY ACTION COMMITTEE, INC. FOR SPACE AT WARRENTON COMMUNITY CENTER

WHEREAS, the Fauquier Community Action Committee operates the Head Start Program Building D at the Warrenton Community Center; and

WHEREAS, the building has recently been transferred from the school system to Fauquier County; and

WHEREAS, the County desires to support the Head Start Program by leasing space at the Warrenton Community Center; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 20th day of August 2001 that the Lease Agreement between Fauquier County and Fauquier Community Action Committee, hereby approved; and, be it

RESOLVED FURTHER, That the County Administrator is hereby authorized to execute the agreement on behalf of the County.

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO PROCEED WITH PLANS TO ACQUIRE, CONSTRUCT AND EQUIP A NEW LIBRARY WITHIN THE COUNTY PUBLIC LIBRARY SYSTEM AND TO SOLICIT LEASE FINANCING PROPOSALS IN CONNECTION THEREWITH

A public hearing was held to consider a resolution authorizing the County Administrator proceed with plans to acquire, construct and equip a new library within the County Public System and to solicit lease financing proposals in connection therewith. The adopted capital includes funding for the construction and equipping of a branch library in Bealeton, with funding provided through lease financing. Chester Stribling, Lee District resident, spoke in favor of the bill. No one else spoke. The public hearing was closed. Mrs. McCamy moved to adopt the following resolution. Mr. Winkelmann seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. Raymond E. Graham; Mr. Joe Winkelmann; Mr. Harry Atkinson; Mrs. Sharon McCamy; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR
TO PROCEED WITH PLANS TO ACQUIRE, CONSTRUCT AND EQUIP
A NEW LIBRARY WITHIN THE COUNTY PUBLIC LIBRARY SYSTEM AND
TO SOLICIT LEASE FINANCING PROPOSALS IN CONNECTION THEREWITH

WHEREAS, the Board of Supervisors (the "Board") of Fauquier County, Virginia ("County"), desires to acquire, construct and equip a new library within the County Public System to be located in the Bealeton area of the County (the "Project"); and

WHEREAS, the Board intends the Bealeton Depot to be renovated for Library System use with a respect for the structure's historic integrity; and

WHEREAS, the Board wishes to locate the library with the Depot to provide an amenity to the community; and

WHEREAS, the Board desires to undertake a tax-exempt financing in the maximum principal amount of \$1,700,000 to finance the costs of the Project; and

WHEREAS, the Board desires to authorize the County Administrator to proceed with plans for the Project and to solicit proposals from banks and other financing entities to provide tax-exempt financing for the Project; and

WHEREAS, the County intends to advance its own funds to purchase the property on

the Project will be located (the "Expenditures") prior to entering into a lease financing and to reimbursement for such Expenditures from the proceeds of the lease financing in the maximum amount of \$1,700,000 (the "Lease Financing");

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF FAUQUIER COUNTY, VIRGINIA ON THIS 20th DAY OF AUGUST 2001:

1. The County Administrator is hereby authorized to proceed with plans for the Project and to solicit proposals from banks and other financing entities to provide the Lease Financing for the Project in the maximum principal amount of \$1,700,000. The terms and conditions of such Lease Financing shall be subject to further approval by the Board.

2. (a) The County intends that the proceeds of the Lease Financing be used to reimburse the County for Expenditures with respect to the Property made on or after the date of the Lease Financing no more than sixty days prior to the date hereof. The County reasonably expects on the date of the Lease Financing that it will reimburse the Expenditures with the proceeds of the Lease Financing.

(b) Each Expenditure was or will be, unless otherwise approved by bond counsel, either (a) a type properly chargeable to a capital account under general federal income tax principles (determined in each case as of the date of the Expenditure), (b) a cost of issuance with respect to the Lease Financing, (c) a nonrecurring item that is not customarily payable from current revenues, or (d) a grant to a party that is not related to or an agent of the County so long as such grant does not impose any obligation or condition (directly or indirectly) to repay any amount to or for the benefit of the County.

(c) The County intends to make a reimbursement allocation, which is a voluntary allocation by the County that evidences the County's use of proceeds of the Lease Financing to reimburse an Expenditure, no later than eighteen months after the later of the date on which the Expenditure is paid or the Real Property is placed in service or abandoned, but in no event more than three years after the date on which the Expenditure is paid. The County recognizes that expenditures are available for certain "preliminary expenditures," costs of issuance, certain de minimis administrative expenditures by "small issuers" (based on the year of issuance and not the year of expenditure) and expenditures for construction of at least five years.

(d) The County intends that the adoption of this resolution confirms the "intent" within the meaning of Treasury Regulations Section 1.150-2 promulgated under the Internal Revenue Code of 1986, as amended.

3. This resolution shall take effect immediately.

With no further business, the meeting was adjourned.

I hereby certify that this is a true and exact record of actions taken by the Fauquier County Board of Supervisors on August 20, 2001.

G. Robert Lee

Clerk